Surviving him, the bequests in the will are valid to the extent of one half and no more (Session laws of 1960, Chapter 260, page 507, and the testator died intestate as to the other half of his estate: the zat one half, the ba-quest of which is held to be valid, is subject to the pay-

COURT OF GENERAL SESSIONS. The New Park Bank Indicted as a Nuisance

At the opening of the cours yesterday the Grand Jury prought in a number of indictments and re-sumed the discharge of their duties. Among the bills resented by the foreman was an indictment against the sendent and Directors of the Park Bank for slieged misdemeaner. Our reporter understood that the City Judge directed the cierk to issue a pench warrant for the arrest of the defendants, and as the charge is not a felony it is not improper to state this fact, sithough the The following is a copy of the of the Mark Section.

City and County of New York, u.—The jurous of the copie of the State of New York, in and for the body the city and county of New York, upon their cath,

of the city and county of New York, there there can, that the President, Directors and Company of the National Park Bank, also of the Second ward of the City of New York, in the county of New York aforesaid, on the first day of October, in the year of our Lord one illousaid eight handred and sixty-seven, and on diversionant eight handred and sixty-seven, and on diversionant days and times between that day and the day of taking this inquestion, with force and arms, at the werd, city and county of the welling house of divers inhabitants of the city and county of New York, and also near divers public streats and common hig ways in the said city and county of New York, then and there is a certain street there catled and known as Hr sdway, in the Second ward thereof, being a common highway used for all the thisbliants of said city and county to go, return pass and release at their free will and pleasure, uplawing and injuriously did put up and street, and cause to be put ID and erected over and beyond the line of the sidewalk and street certain tolumns of stine and marble, and did then and there, on the said outer days and times, there unlawfully permit and suffer the said columns of stone and marble to be and remain in and upon the said street unlawfully permit and suffer the said columns of stone and marble to be and remain in and upon the said street unlawfully permit and suffer the said columns of stone and marble to be and remain in and upon the said cher days and times, for and during all the time aforesaid on each of the said city (tile said street being these and there a common highway aforesaid then and on the said other days and times, for and during all the time aforesaid on each of the said city and county of New York, there residing, inhabiting and accusiomed to do, to the great damage and common minisance not only of all the inhabitants of the said city and county of New York, there residing, inhabiting and accusiomed to do, to the great damage and common highway aforesaid, as they ought and common min

It is rumored that the complainant, who appeared be-

Late in the afternoon an officer attached to the Dis-tot Attorney's office, politely apprised the defendants appear before the court and furnish the necessary ball wever, if the trial ever takes place, for, no doubt, the ged nulsance will be abated very speedily.

Charles Momper was tried and convicted of burglary barnes acomper was true and controlled of bergary in the third degree, he, in connection with another man, baving entered the store of Charles Zettler, No. 134 Bowers, on the night of the 8th of August. Three revolvers and two Doringer pistols were stolen. The prisoner was arrested in the act of selling one of the pistols to hir Cooper, in Contro street, on the morning of the burgiary. The City Judge sentenced him to the Blate Prison for five verse.

prisoner was arrected in the act of soling one of the pistois to air Cooper, in Centre street, on the morning of the burglary. The City Judge sentenced him to the State Prison top five years.

Schamb Larchers.

Robort W. Dickey, No. 448 Broadway. He was sent to the state Prison for three years.

James Anderson, who was indicted for grand larceny, pleaded guilty to an attempt to commit that offence.

He was charged with stealing on the 19th of September a box of boote, valued at \$56, from the store of Meina.

Currien & to., 38 Warren street. He was sent to the Sing Sing Prison for two years and six months.

William Dowd and William Parry pleaded guilty to an indictment charging them with an attempt at burglary. On the night of the 1st tustant an officer discovered the prisoners in the act of attempting to break into the furnishing store of James Pearson, 359 Sixth avenue, and arrested them. Sentence was postponed.

Acquirtals.

William Doran, who was jointly indicted with two men named liter and Wulttworth, charged with burglary in the third degree, was piaced on trial. The teatmony showed that on the 14th of August an attempt was made to burglarionsly enter the premises of Cornelius Burns, 156 Bowery. A detective watched the movements of four mon, and towards evening he followed Whitworth up stairs and any him have a "jimmy" in his nand, and on examining the door of Mr. Burns' office saw marks which appeared to have been made with a "jimmy." The officer testified that Doran was standing outside in company with Miller. The jury evidently had doubts as to wnether the accused was acting in concert with Whitworth, or they rendered a verdict of not guilty.

William Harr son, a boy, was charged by Joseph Hough, (an ex-member of the Metropolium Police Department), with attempting to steal a gold watch from him on the 16th of J. ne. The accused showed by his e

a ainst him. The jury sendered a verdict of not guilty, without leaving their seats.

POLICE INTELLIGENCE. BOID ATTEMPT AT SUICIDE AND LAMENTABLE FAILURE.

me time since Garrett West bought from a man named Palmer, without consulting his (Palmer's) wife, an oyster oon, doing an excellent business, in Caual street. Mrs. Palmer, it appears—that is, if her statement is worthy of credence—put six hundred dollars into the concern, and being pecuniarily interested, persuaded herself that the sale was a sham—a conspiracy gotten up between West and Palmer. With this sotion running her mind she daily besieged the sallon, the great annoyance of West, and there had several disputes with him, claiming that he had consented to purchase to please her husband, who was the real owner. When West found that he could not persuade the woman into a different view of the case, and finding her presence there daily, constantly harangaing, had a tendency to injure his busines, caused her to be arrested and locked up in the Essex street jail. But he had hardly got her safety ledged there when, as he stated, he found her at liberty and in his saloon again "kicking up a confounded muss." On iest Saturday, at West's solicitation, another warrant was issued and placed in the hands of an officer, who yesterday afternoon succeeded in arresting the poor creature while in West's saloon, flourishing a large carving kinite around her head and threatening, it is alleged, to led daylight pass through the unfortunate successor to her husband's "ister house."

When arraigned before Judge Shandley at the Essex Market Folice Court, shortly subsequent to her arrest. West, who was present to press tie charge, drew from the breast of his coat the murderous looking weapon and said "That's what she threatened to cut my throat with!"

"It's no such thing, it's no such thing, Judge!" orrectled the woman, at the same time baring her besom and neck; "I told him I was going to cut my swe'throat, and he wouldn't let me!"

"That is true, your Honor, quite true; but I found when I rushed to where she shood, her leves burning like a couple of living coais of fire and her hand upraised, with the kintering such as a state of the same time baring her eyes burning like a couple of living coais of fire and her hand upraised, with the kintering such as a fraud, trading under false pretonces, she ran at me and threatened to kill me."

"A narrow escape." ispules with him, claiming that he had con-

"A narrow escape,"
"Not abit of it. Judge," responded West. "I walked right up to ber and took the knile out of her hands. Here it is."

liere it is.

Mrs. Paimer, who thought she was losing ground in the estimation of the maintraie, here broke in, deciaring that West's statement was false and that if he had not interrupted proceedings she would have made a relamined corps of hereif—no she would," and have given twelve honest men, empancied as a jury, besides a coroner, considerable employment to find out why she did as angulary a deed.

The would-be suicide, in default of \$300 bail to keep the peace, was committed to prison, there to cool her temper or nurse her wrath, as she will, against the "size boy" of Canal street.

A Fearwar game Ingress —Officer Cottrall, of the

A Frairies PROM JUSTICE -Officer Cottroll, of the Twenty-second precinct, yesterday arrested Frank Barney, who, he deposed, was, on information received by him, a fugitive from justice from the State of New Jerrey, where he had committed an alleged felony in that he took money and goods to the value of \$70, the property of one Charles Fope, of the city of New Brunswick, N. J. The accused was, on the prayer of the chicer, detained until further evidence could be obtained from New Brunswick by Justice Councily, of the Yorkwille Police Court.

AS AULT ON a POLICEMAN. - On the 20th of August last Michael Barrett, of the Twenty-third precinct, deposed that he had been assaulted and beaten by a man named David McMann, at Bellevue Garden, Eightleth street and East river, "who shoved against him and struck him in the face with his band and seized him by the breast and the face with his cance and served him by the breast and tore deponent's shirt, and that a number of other per-sons got hold of him; and while thus assaulted Pairick Finn held deponent by his right arm at the time Mosiann struck him again, and was subsequently thrown down and by some

night an old man named Timothy Murphy, who resides on Ninth avenue and Eighty-first street, it is alleged. is utterly ignorant of English, named Elizabeth Botners. He broke, it was stated, the fastenings to a window which opens into the same uniterest in the same building occupied by the defendant, and although by cries and otherwise the oid lady endeavored to call the attention of those in the house to her situation, he succeeded, she charges, in his diabolical purpose before Justice Connolly of the Yorkville Police Court resterday afternoon, Murphy pleaded not guilty to the charge of felogieus assauit; but his pleaswalled him nothing, as he was committed for trial in default of \$2.000 buil.

A VOLUBLE FIMALE —Lizzie Quinn, a woman of rather dimbuttive stature, appeared in court westerday morn-

diminutive stature, appeared in court yesterday morning, fully determined, as she frequently asserted, to put Thomas Gorman through, for having, as she alleged, committed a gross assault upon her. Lizzie's appearance was anything but prepossessing, added to which she was gifted with a most votable tongue, which she used with considerable fluency in detailing the history could his Honor succeed in compelling her to stop speaking while be interrogated the prisoner. "Gorman," said Judge Bodge, "you hear what this

"Gorman," said Judge Bodge, "you hear what this woman accesses you or?"
"He das'nt deny it, yer Honor," says the woman with the darkened eye, in the most bitter tone.
"Will you nois your tongue?" asked the Judge.
"I will, yer Honor, Judge Bodge; but, sur, it makes me vex d to see a dirty lo.fer like him bate a woman-kind like me; and—""
"Will you hold your tongue?" again asks the magistrate in a louder tone of voice than before.
"Yes, sur, Judge; but I want to tell you how it happened."

"Yes; but have he towid it right? I just want to fix that joilow."

"If you don't hold your peace I'll have to lock you up too." Then addressing the prisoner his Honor inquired, "What have you to say, prisoner?"

"Only this, Judge: that I saw two men assault the woman while I was close by at the time, and—"

"There you are," broke in Lizzie; "now you're going to perjure yourself, that's what you are, and you know it, so you are," and lizzie might have continued in this strain for an indefinite period were she not again brought to a halt by the magistrate, who informed her if she did not keep quiet he we lid certainly commit her. The prisoner then continued:—"And when I saw the muss I stopped to look on, when the woman seized me,"

"Yes, an' I'd saze you it I was half dead. On! you have it in yer face what you are, you snake," continued Lizzie.

have it in yer face what you are, you snake," continued Lizzie.

1. '!'on my word, Judge, I never laid a finger on her.''

"Will you kus the book to that?" asks Liz.

"Yee, mam." was the reply.

"Ah," replies Miss Quinn, "it's no trouble for you to swear the lie."

His Honor, thinking the debate bad been carried on to a sufficient extent for all legitimate purposes, brought the case to a close by sending the injured female to the House of Detention as a witness, and locking up Gorman for trial.

Kock, in Carmine street, who alleges that Kate entered his store in company with two other women, and that while Kate's friends were engaged in looking at some goods Kate employed her time in stowing away six dollars' worth of calloo. Sie was caught in the act, it is alleged, brought before Justice Dodge and committed.

Purriso on Stria.—Maria Stevenson preferred a com-plaint against a colored boy named Philip Wright, charg-ing him with stealing a gold ring valued at \$10. Both ing him with stealing a gold ring valued at \$10. Both Philip and Maria were employed in the same house, No. 421 West Thirty-fourth street. At various times several articles were missed from the premises, but no account could be had of them until the ring scrape disected suspicion towards Philip. The ring, it is aligned, was found with him, and it is now thought he knows something about the other things. Justice Dodge held him to answer.

ALLEGED BURGLARY-INSIDE OR OUTSIDE -Rather an day afternoon. From explanations made by both par-ties it would seem that the complainant and accused were at one time partners in business, but having some were at one time partners in business, but having some difficulty decided upon parting company. On the night of the 24th of April last Curran avers that the accused broke an outer door leading to the promises No. 661 Broadway and stole therefrom two camera tubes of the value of \$125. Compisinant says that he received information from Heary C Davis, No. 506 Broadway, that he saw he accused coming from the premises with a good-siz d box. Curran humself says that the acquired was locked in the premises which he is accused of breaking the or out from. The alleged borplary is dated as far back as Aprice Dodge set the case down for examination this forenoos.

A Stage lith Tapper.—On Monday evening Thomas Perry, a gentsel appearing young man, clambered upon

Perry, a genteel appearing young man, clambered upon one of the Fifth avenue stages at Fulton ferry and took a seat with Martin Long, the driver. After the omnibus a seat with Martin Long, the driver. After the omnibus had started up town Perry entered into a conversation with the driver, and subsequently drawing out the till containing several dollars in fractional currency, attempted, it is alleged, to transfer the funds to his own pocket. Long, however, detected his outside passenger in the act and caused his arrest by officer Farrell, of the Second present. Yesterday morning the accused was taken to the Tombs, and on Long's computed him for trial in de-

ALLEGED DISORDERLY HOUSE CASE .- Frederick Schreiner, of No. 222 Contro street, was arrested yesterday by Captain Garland, of the Fourteenth precinct, on a charge of keeping a disorderly house—the resort of disreputa-ble characters of both sexes. On being arraised before Justice Dowling yesterday at the Tombs Police Court the prisoner demanded an examination, and he was re-manded to a cell for reflection and preparation for said examination.

THE EXPRESS COMPANY EMPREZERMENT CASE.—Warren Ripp was yesterday morning committed by Justice Dowling to answer two charges of embezzlement preferred against him by Charies B. Weils, General Super-intendent of the American Express Company. Kipp had long been a collector in the employ of the express company, and the utmost confidence was reposed in him till quite recently. Kipp is twenty-seven pears of age, a native of New York and lives at No. 39 Vestry street. He deales his guilt.

THE PUBLIC HEALTH.

The following is Dr. Harris' weekly letter on the mortality in this city and Brooklyn for the week ending

mortality in this city and Brooklyn for the week ending Saturday, 12th inst.:—

Methodistry Borner, 12th inst.:—

Methodistry Borner, 12th inst.:—

Methodistry, 12th inst.:—

Methodistry, 12th inst.:—

Borner, 17th inst.:—

Borner, 17th inst.:—

In the week that ended last Saturday there were 63t deaths in New York; including 65 in public institutions, 47 of the latter number being inmates of telenal hospitals and asylums. There were 191 deaths registered in Brooklyn, 17 being in county institutions and streets beyond the city limits. It was a beachty week, and no tendency to any form of fatal epidemic disease was reported in any portion of the Metropolitan district. The death rate by distribution of the Metropolitan district. The death rate by distribution of deaths pail oanses, and the whole group of symides in of deaths pail oanses, and the whole group of symides in the death of the nortality in both cities.

In the first year of infancy there perished 18th children in New York, or 34.10 per cent, and in Brooklyn 55, or 23.75 per cent. The number of deaths in children under the vears old was 230 or 50.07 per cent of the mortality in the former city, and 112, or 58.45 per cent in the latter. Brain diseases and convulsions, wasting bowel disorders and ledammatory lung diseases about equally divide the causes of this etcosive mortality in infancy at this season and we are able to state, upon the certified teatimony of the medical attendants of the little ones, that faulty domestic conditions and bad deat are charged by with most of this kind of infanticed.

The lottlementory and congestive diseases that we group in the city of the constitutional and rymote diseases equally divide the causes of the group and the charged in which there was not a single death from symotic diseases. Thus, the adds, "in the Fitth, Eighth, Ningh, I well that are charged in which the words in the house of the cause." The wards in which Dr. Sules reports the low death rate, and no symote mortality, are the risk of the property of the p

THE BOARD OF EXCISE.

Important Decision of the Counsel to the Board-A Liquor Dealer who has been Tried and Acquitted before a Court of Competent Jurisdiction, of Violation of the Excise Law, cannot be Tried by the Board for the same Offence.

The Board of Excise held their regular weekly meet-

ing for trials yesterday afternoon, one of the Commis-sioners, in the absence of the President, in the chair. There were only fourteen cases on the calendar, and the attendance of liquorites in the court room was not up to

seiling liquor on Sunday, the 22d uit. The defendant testified that, when he was arrested, the two officers who took him into custody received \$10 apiece, and that they want down to him in the cell at the station house afterward and demanded \$25 more each "before "it" could be fixed."

The officers testified, that at the time Eller alleges they cailed on him in the cell, they were on post on Ninth avenue.

The officers testified, that at the time Eiler alleges they carled on him in the cell, they were on post on Ninth avenue.

The case was adjourned for a week to admit of additional evidence.

William Gailasher, 70 Chatham street, was charged with having his place ineffectually closed on Sunday, the 6th inst., and allowing persons in the barroom on the day in question.

The defendant stated that he and his nephew were in the barroom with a friend, but were not drinking.

The ileense was revoked.

Cornelius J. Cronin, of James street, was accused of keeping his place open on september 29th.

The ileense was not revoked.

The case of John Reynolds, Seventh avenue, between lifty-second and Flitty third streets, in which the defendant alleged at a previous trail that the oliter, the complainant, had make a mistake in bringing the charge of keeping his place ineffectually closed, as he had not met the officer on the day in question, was disposed of by the Board refusing to revoke his liceuse.

John F. Seigmon, 676 Eighth avenue, was charged with not having had his place effectually closed on the 6th of October, and with having disposed of lager on the same day.

The defendant stated that one of the officers came into his place dressed in shabby clothes, which, added to his fortiorn look, made him, Seigmon, believe that he was a "poor man, with no one to care for him;" and feeling charkably inctined, he offered him a glass of lager beer from a quantity that had been left over the evening previous. The defendant, who had but one arm, was asked how he had lost the other, when he replied, amid much laughter, "at the Constitutional Convention."

"What convention did you attend first?" queried ifr. Manierre.

"The McClellan convention and then Seymour convention," replied Seigmon, Mr. Acros.—Well, if you attend any more of that

Mr. Manierre.

"The McClellan convention and then Seymour convention," pepiled Seigmon.

Mr. Acros.—Well, if you attend any more of that kind of conventions, you won't have have a limb left. (Laughter, and murmurs of disapprobation.)

The license was not revoked, although Commissioners Crane, Stone and Acton voted are.

The license of Henry Metz, 76 Cannon street, was revoked, he being charged with having had his place ineffectually closed, and having also disposed of inquors on Sunday, October 6. No detence was made.

John Mohr, 200 Alten street, was charged with having sold liquor on Sunday, 18th uit.

The license was revoked.

Athert Karl, 100 Prince street, was accused of having disposed of inquors at half-past two o'clock on the morning of the 26th of September.

The defendant testified that the persons in his place were friends of his who had just come from New Orleans, and that they did not have any liquor.

The license was not revoked.

The counsel to whom the question as to whether or not the Board could try a man accused of violating the Excise law after he had once been tried and acquitted for the same offence that if a person is once tried and acquitted for the same offence that if a person is once law (before a court of competent jurisdiction), he cannot be tried for the same offence by the Board.

COMMISSIONERS OF EMIGRATION.

Ward's Island.

At a special meeting of the Ward's Island Committee

At a special meeting of the Ward's Island Committee
of the Board of Commissioners of Emigration, held on
Monday evening, October 14, Commissioner Louirel in
the chair, and Commissioners Bissinger, Kapp. O'Gorman and McEiroy belog present, the chairman announced the death of the Superintendent of their institutions at Ward's Island.
The following resolutions, offered by Commissioner
O'Gorman, were, on motion of Commissioner Karr,
unanimously adopted:—
Personnel That the commissioner has been presented by Commissioner
O'Gorman, were, on motion of Commissioner Karr,
unanimously adopted:—

unanimously adopted:—

Resolved, That this committee have heard with profound sorrow of the death of the late Superintendent at Ward's Island, James P. Pagan.

Resolved, That in his death the Commission has to regret the commission has to regret the commission of the committee feel it their duty, on behalf of the board, to put on record this tribute for the talents which, during the seven years of his superintendesse of their institutions on Ward's Island, conduced so much to their successful management.

Interesting Financial Statement for the Past Year-A Deficit of Neurly \$30,000-The New Board of Directors. The annual meeting of the shareholders of the Central Park and North and East River Railroad Company for

the election of thirteen directors and three inspectors of election was held vesterday in the Grand Jury room of The meeting was well attended and was presided over by Mr. John Butler, Jr., President of the company.

Butler read a statement of the financial condition of the company during the past year, of which the follow-ing is an abstract:— Total number of passengers carried on the Western

Cuildren Eastern division, adults Eastern division, children	250 953
Total number of trips, Western division	90,4425
Total Number of cars run, Western, average per day. Number of cars run, Eastern, average per day	43
Total	\$3 54
Average. Total amount received from passengers. Sales of manure	\$528,092
Total. Deduct amount paid for running expenses	\$531,915 440,692
Amount of running profit for the year Amount paid during the year other than running expenses	\$120,743
Which gives a loss over all of	mence-

ment of the year 1866 was 868; during the year 261 were bought; 279 were lost, and on September 30 of this year there was on hand a total of 970. The total cost of the horses now owned by the company was 180,780. The average price paid for horses use been 195 51, and the average price received for horses as been 195 51, and the average price received for horses as total cost of the second se

\$15.5.7.50. The average price paid for horses as been \$15.5.5.1, and the average price received for horses sold \$31'63.

From October, 1866, to September, 1867, 109 horses died in the Eastern division. Of that number 7 dropped dead at work, strains, 21; feet torn of, 7; broken limbs, 26; inflammation of the lungs, 6; diphtheria, 3; lockjaw, 8; coite, 5; unknown causes, 6; gianders, 20.

In the Western division during the same period \$2 horses died from similar causes.

The election for Directors and Inspectors of Elections was then proceeded with, and the following are the names of the candidates, together with the number of votes each received:—John Butler, 17., \$677; Charles Burkhaiter, 4,950; Augustus L Brown, \$,517; James Bowen, \$,517; Lance Bell, \$,507; James B. Taylor, 4,200; Charles G. Corneil, 6,271; David Dows, 5,746; Thurlow Weed, \$,577; William M. Tweed, \$,527; William R. Anthony, \$,511; C. C. Clark, 8,640; John K. Pruyn, 4,263; A. Curtuss, 3,175; P. G. Washington, 3,434; C. H. Tucker, 3,754; Lucien Birdseye, 2,579; H. w. Smith, 3,588; W. R. Stewart, 3,707; H. Smith, 557, and E. A. Rissell, 164. For Imspectors of Election Mesers, Henry Smith, Albert Slauson and August Wetter received each 5,746 votes.

MEETING OF REAL ESTATE OWNERS.

The members of the Real Estate Mutual Protective Association met at their hall, 267 Bowery, last evening and transacted business of an important character. The attendance was slim—but twenty members of the society being present. On the reading and approval of
the mantes of the previous meeting the secretary was
authorized to notify members by circular to attend the
next business meeting. The Executive Committee was
requested by resolution, it giving them full power to act
in behalf of the organization to employ counsel, that in
the event of any member being brought into court for
neglecting to comply with the lenement House law, to
defend and test the constitutionaity of the law, Kembers of the society declared the Superinendent of
Buildings unfit to hold the office, and considerable dis
cussion arcse as to whether he had been appointed by
the Mayor or Governor, and it was generally conclured
that the office in question was filled by appointment of
the Mayor. The question was referred to the Executive
Committee. The thair then stated that the Superintendent had is used notices to owners of tenemen buildlings informing them that wood houses in cellars must
be made fireproof and builcheads placed on the head
of stairways leading to the roof, in default of
which suits would be tostituted against all owners of real
property that did not fully comply with the law within
ten days. The members of the society towards the close
of the meeting abandoned the more formal manner of attendance was slim-but twenty members of the so-

conducting business and entered into a general conver-sation on the best manner of constructing tenement-buildings in compliance with the law, prescribing the manner in which such should be erected, to assure the satety of inmand in the event of fire. The meeting then adjourned to meet next week, at the usual time and place.

FUNCEAL OF THE LATE DR. IVES.

Solemn Requiem Mass at St. Stephen's Church-Panegyric of Archbishop McCloskey-Great Gathering of Ciergymen.
Yesterday the remains of the late Dr. Ive, formerly Protestant Episcopal Bishop of North Carolina, convert to the Catholic faith, and at the time of his death President of the Society for the Protection of Destitute Roman Catholic children, were committed to the tomb with all the grandent of commencements and impressto the Catholic faith, and at the time of his death Pretident of the Sociaty for the Protection of Destitute Roman Catholic children, were committed to the tomb with all the grandeur of commenting and impressiveness of ceremony belonging to the church of which the deceased was a member. A solumn requiem mass, commencing at half-past ten o'clock, was celebrated at St. Stephen's church, which was filled with a vast congregation, brought togother by their respect and veneration for the lamented Dr. Ires, whose senseless form, draped in the habilimeaus of the grave and enclosed in a handsome square coffin resting on a catefaique in the middle site, was presented to their sorrowing gaze. Branches of lights stood at each end of the coffin, cashing fittil gleams upon the silent face on which the shadow of death had settled, shuting out all light but the light eternal. Heavy black drapery shouded the catefaique and coffin and his the giamor of the glided candicaticks, while long stripped of his organeous and its necessary furniture wrapped in black. Father Quinn officiated as celebrant, and was assisted by the Rev. Dr. Preston, of St. Anne's church, and Father Breen, of St. Ieresa's church, as deacon and saub-deacon respectively. Within the sanctuary were the Archbishop, Bishop Loughlin, of Brookiyn; Bishop Bayiey, of Newark, and over one hundred priests belonging to the archiepiscopai diocese. The choir of the church was lo attendance, with Dr. Berge at the organ and asing the plaintive, mouraful music of Cherubin's require with about and diffing the mind with regretful menories, and squale loud and storrow, like a passionate wait of greef. The effect was poculiar. The dark robed priests, moving with alient ir ad about the alternative and filling the mind with regretful menories, and and again loud and storrow, like a passionate wait of greef. The effect was poculiar. The dark robed priests, moving with alient ir ad about the alternative and the filling to the many virtues of the deceased of the deceased of the concus

INTERNAL REVENUE MATTERS.

The business transacted at the Internal Revenue offic esterday was not extensive, nor was it very important. Deputy Comm saloner Parnell met with the Metropolitan

Deputy Commissioner Parnell met with the Metropolitan Board, for the first time, and will hereafter preside at all its sessions.

The case of the bark Harvest Home, on board of which about two hundred barrels of whiskey were seized, on suspicion of having been tampered with after being removed from bond for expert, was investigated and the cargo released. It was found that the whiskey on board tallied exactly with the withdrawal bond, so that the charge of intended fraud could not be sustained.

The only seizures reported year-orday were:—An alleged flictit still in Pulaski street; Brooklyn, said to belong to Edward Buffy, and twelve barrels of whiskey seized on pier No. 10 East river. This whiskey had been brought from Philadelphia and was intended for the Portland (Ma.) market. It was detained for investigation.

BROOKLYN CITY. THE COURTS.

City Court Calendar-This Day.

Held by Judge Thompson.

Nos.

(S-Brosman vs. the N. Y

Grain Drying and Transfer
Co.

(D- ucLarey vs. McMillon.

73. Jessen vs. Transat.

79-Wegener vs. Nuck.

4-Miller vs. bherman.

10-Little vs. Petors.

11-Fire Dept. of Brioklyn
vs. Wm. (sordot.

57-Geiraman vs. Cangpbell,
sheriff.

Sheriff.

Nos.

81-Konenkomp vs. Lanzer.

22-Shunder vs. Hos. h.

83-Wentworth vs. Tel.

84-Wn r. y vs. Groerly et al.

85-Millway vs. Fowed.

85-Millway vs. Fowed.

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85-Mills vs. Forder.

95-Mewey vs. Grore.

95-Mewey vs. Grore.

95-Mewed vs. McNeeley. Held by Judge Thompson.

UNITED STATES COMMISSIONERS' COURT. Distilling in a Dwelling House.

Before Commissioner Jones, United States vs. Peter McNally and Patrick Garvin, dwelling house, and without having paid the special tax dwelling house, and without having paid the special tax required by law. It appeared by the evidence that on the night in question Deputy United States Marshal Hirgins visited a certain dwelling house in Pulaski street, near Tompkins avenue, in the basement of which ho found a site, of the capacity of about one hundred gallors, in full operation. The defendants were in the place at the time, and with the assistance of officer Van Gelson, of the Forty-minh preduct, Higgins arrested them. After learing out the still the officers left the house.

house.

There was no evidence on the part of the defence.

Commissioner Jones held the defendants to ball in the sum of \$1,000 each, to await the action of the Grand Jury.

Allowed Ellicit Distributes.

United States w. William Dooley.—The defendant wa charged with carrying on the bestness of a distiller, and also a wholesale dealer, without having paid the special

tax.

The case was called up before Commissioner Jones yesterday morning at electron o'check, and as the defendant latted to appear he was been to await the action of the Grand Jury. Dooley is at large on ball. Charged With Rescaing Property Under Seiz-

United States es. Philip Duffy and others. - In this case the defendants are charged with rescuing property seized by the government officers at an fined distillery near the corner of Congress and Columbia streets. In the absence of all the witnesses for the prosecution, yesterday, the hearing of the case was pestponed until Thursday next at ten A. M.

CITY COURT.

Action for Assault and Battery. Before Judge Thompson and a Jury.

Mary Mey r vs. Bernard Tight and wife,—the plaintiff

sied to recover damages in the sum of \$1,000 for an assault committed by the defendants. It was claimed by plaintiff that on the 7th of May last she had some conrowersy with Mr. Tighe, when the wife of the latter rushed into the room where they were and assaulted her in such a manner that she required surgical attendance. The defence offered was a general denial of the allegations set forth in the complaint. The jury rendered a verdict in favor of the plaintiff, and assessed the damages at \$59.

COULT OF SESSIONS. A Curious Case-A Minight Interview Under

Interesting Circumstauces.

Before Judge Dikeman and Justices Hoyt and Voorbees.

One of the most curious cases ever before a criminal court was tried yes.e day in the Court of Sestions. A man named John E. N. son, apparently about twenty-one or twenty-two years of ege and of rather comely features, was placed on trial under an indictment charg-ing him with assult and attempt to rob. The complaining witness was one Sarah Fillmore, a pretty young woman of pelife figure and about twenty years of plaining witness was one Sarah Fillmore, a pretty young woman of perife figure and about twenty years of age, and the evidence throughout showed that the social arbitrs of the parties connected with the care, including several of the witnesses, were of a singular, not to say immoral, character. It appears from Sarah's testimony that for about three months previous to the 22d of June list the prisoner and the young woman, Fillmore, had ben living togother as man and wife at the house of Mrs. Grace Hardy, No. 21. Watts street. On this day she left the house during his absence, with the purpose of remaining away, in order, as sine says, to lead a better life. She had told Nelson previous to this that she intended to leave him, but did not give him any nothication on the day in question that the was going then. She proceeded to the residence of a certain family on Grand street, Brooklyn, E. D., where she knew the femily sud began to make arrangements towards carning an honorable living by working. On that night, or rather the next morning between twolve and one o'clock, while she was ascep with a Miss Francy Fangborn, the prisoner, who had come over from New York, contrived to effect an entrance to the bedroom, and by means of threats compelled her to leave the bed and accompany him to another room, where he saked her for money to pay his fare over the firry. He also compelled her to take an oath that she would not have him are sted. After remaining in the room for some time, witness accompanied Nesson down to the door, where he kised her and left. On the cross-examination witness testified that she had been twice married, but did not live with either of her husbands. Miss if, Filmore gave her testimony in a rather straightforward manner, and

a portion of the time with apparent nonchainnea, and after leaving the stand she kept her handscrehief to her face, in order to conceal her tent.

Miss Pangbora, who resides in Keyport, N. J., testided that she was on a visit to her grandmother ian occupant of the house in question) at the time, and was in bed with the young woman Filmore on the morning the pri-Ouer entered the room. Miss (?) Filmore screamed as Nelscof rose from bohind the foot of the bed. He told her that he wished to have a few words with her, and they both left the room. Nelsch told witness that if also gave an alarm he would fire at her, meaning that he would shoot her with a pistoi which he had. He looked the door, and remained absent with Miss (?) Filmore shout an hour, when she returned to the bedroom, and would not say shything concerning the affair.

Mr. A. J. Spooner appeared for the defence, and in opening the case desired that the prisoner intended to commit robbery or any criminal offence whatever. He was merely a lover, who had been deserted by this young woman, and desired to have an interview with her for the purpose of effecting a reconciliation. Connect is also claimed that the prisoner had been admitted to the house by some person living within; but this was not shown by the evidence.

The first witness called was Mrs. Hardy, who testified that Miss Filimore leased rooms in her house for two gentlemen and their wives. These parties, including Miss Filimore confessed one day to winness that she was not Kotchoil's wife. She then induced winness to allow Nelson to come there, and after living with him for about three months ahe left the house on the 22d of June for Williamsburg, as already stated. When Nelson returned home that night he said that the character of the latter for "truth and veracity" was "miramously bad." She also repeated the steel, estided that the character of the latter for "truth and veracity" was "miramously bad." She also repeated the steel, estided that the character of the latter for "truth and veracity"

about half-past three o'clock yesterday afternoon, at the corner of Myrtle avenue and Hampden street, when they both drew pistole and, it is alleged, blazed away at each other. Fortunately, or unfortunately as the case may be, they were too much excited to hit each other, and no damage was done, though two persons passing at the time had a parrow escape from the reckiess shooting. The young men were arrested by the police of the Forty-fourth precinct and logged up to answer.

PRESENTATION TO A PASTOR. - A committee of members of the Society of St. Vincent de Paul on Monday evening waited upon the pastor of the church of that name, Rev. David Mullane, and presented him with a pursa containing the sum of \$400. The pastor returned his thanks for the offering, and briefly addressed the committee in relation to the affairs of the parish and the relation of the paster to his flock. The edifice dedicated to St. Vincent de Paul is situated in North Sixth street, E. D., and is inadequate to the wants of the large parish. Arrangements have therefore been made by Father stullane for the erection in the same neighborhood of an edifice capable of accommodating his parishioners, and the work is now in progress.

PROPABLE CHILD MURDER.—The body of a female in-Photania Chin Michiga.—The body of a female infant, apparently four weeks old, was yesterday afternoon found in a vauit rear of the tenement houses 228 and 230 First street, E. D. The remains were removed to the Forty-fifth precinct station house, and Coroner Smith notified. Three were no marks of violence on the body of deceased, and it is supposed that it was thrown into the vauit and met its death by suffocation. The body is in a good state of preservation.

Burgiany.—Charles Langdon, a cierk, was arrested by the Brooklyn police on Monday night, on a charge of

accused was held to answer.

Fires—Attenuted Assox.—An attempt was made about twelve o'clock Monday night to burn the residence of Mr. Hodgson, No. 7 Beech place, and hadgthe design been successful no doubt several members of the family fanmable material was thrust through the fan-licht, and the flames soon communicated to the woodwork. Formately, Mr. Hodgson was awakened, and extinguished the fire before it had made much progress. At about two o'clock resterday morning a fire broke out in the cellar of No. 306 Fullon street. The stock of Mrs. Converse, who occupted the first floor, was damaged to the amount of \$300. Damage to the building, \$150.

The Fatal Mistake of a Drug Cierk-Inquest

The Fatal Mistake of a Drug Clerk-Inquest Upon the Deceased-Kennedy Held to Awalt the Action of the Grand Jury. Coroner Smith held an inquest yesterday afternoon on the body of Mrs. Matilda Webster, who died on Saturday last from the effects of an overdose of morphine, given as a sleeping powder by Robert M. Kennedy, a drug clerk. The deceased, who resided in Eleventh street, Gowanus,

morphine, given as a sleeping powder by Robert M. Kennedy, a drug cierk. The deceased, who resided in Eleventh street, Gowanus, had been afflicted with the dumb ague and sent her daugnter to the druggist to get her a sleeping powder. Kennedy, who was a cierk in the store of Mr. Boyd, in Third avenue, put up two grains of morphine, intending they should be taken in two does, but he neglected to send any directions. The powder was taken in one dose and Mr. Webster died several hours after. The tentimeny cliented is as follows:

Jai. Agmetrong, a daughter of the deceased, testified that he, mother had been complaining about three weeks with the dumb ague, and part of that time was confined to her beil; witness went for the medicine about eight o'clock on Friday evening, to the drug store where Kennedy was clerk; het, mother told her to get a powder to make her sieep, as she had not slept any for several nights; Kennedy gave her but one powder and said nothing; whe saked him how it should be given, and he said in a little motaces or sweetmea's; he did not say what it was or Dr. It should be divided; witness went home, mixed the powder in a little motaces, and her mother took it without inquiry; she followed Mr. Kennedy's orders, and after her mother took it she said, 'Thank God for this,' I'll try and get saleep;' her father retired about quarter past ten and tired to wake her mother up, but could not does; about half-past two A. M. ber father awoke her and told her that something was the matter with her mother; her mother opened her eyes, but could not speak; Dr. Buell came about seven o'clock and said he thought she was under the influence of the jowder, and it she did not go out of it before twelve o'clock they had better send for him again; he prescribed for her and then left; he came the second time, and on being shown the envelope containing the powder he said she was a poisonal with a supply a queen said that the deceased, and was sent for on Satorday to see her; Dr. Buell came and in reply to a question sai

administered and its quantity had been otherwise ascertained.

Coroner Smith called the attention of the jury to the fact that this was the second case which had occurred in Brooklyn recently from the mistake of drug clerks in putting up medicine. Before rendering their verdict he hiped they would go over the testimony in this case carefully. After an absence of an hour the jury returned the following verdict:—

"We find that the sold Matilda Websier came to her death on Saturday, the 12th day of October, 1867, from an overdose of morphine sold to her daughter, Jane Armstrong, the same having been ignorantly or carelessly prescribed by Robert M. Kennedy, druggist."

Kennedy was then committed to juit by Coroner Smith to await the action of the Grand Jury,

The Board met yesterday afternoon at three o'clock, President Little in the chair.

The principal object of the meeting was to take action of the Committee on Penitentiary (presented some time since) who were directed to "take into consideration whether some other system of labor than the prescut one could not be introduced into that institution whereby it could be made less burden ome to texpa era and also more brasilenat to the health and industry of the in-

The first resolution was adopted, provider that the keeper of that institution shall, on the first day of December, 1867, hand to the committee an inventory of all property there, and shall close up all accounts prior to that date and open a new account, which account together with all his books, &c., shall be open at all times to the committee or any other committee the Ecard may appoint. He shall report mentify to the committee and make an annual report of the affairs of the institution.

Resolution No. 2, as originally offered, reads as follows:—

Resolution No. 2, as originary overce, however, lower and after the first day of — next ensuring, the keeper of the Prolientiary shall, and he is hearely an owner, incenter into contrast with the United States and with count as of this State for the board and main tenance of the prisoners, and that he be further empowered to contract the latest of all prisoners, and that he be of the prisoners and that he be of the contract of the prisoners, and that he be of the contract of the latest of the prisoners and that he be of the contract of the prisoners and that he be of the contract of

contract or otherwise, and to purchase all necessary materials for the same; to employ all the subord nates he may require, and to institute such discipline as he may seem essential to the welfare and proper jovernment of the

institution.

Several amendments and substitutes were offered and lost and considerable time was spent in debate, but the Board took no action with reference to the resolution, the meeting having adjourned at half-past five o'clock, after the last amendment was lost. The Board will meet Nalla on Tuesday next.

Kings County Politics.

The republicans of the Eighteenth ward have non-tasted George C. Bennett, proprietor of one of the local papers, as a candidate for the Board of Supervisors,

Both republican and democratic primaries are to be

held in the various wards to-morrow evening for the election of delegates to the different conventions. In many of the wards that thekete have been already made up, and in more wards than one credentials have already been made out for the delegates selected by the

LONG ISLAND INTELLIGENCE,

DARING AFTEMPT AT HIGHWAY ROBBERY -On Monday

ket along the Jamaica and Brooklyn plank road, and proached by a man in dark costume, somewhat con-ceating his features from view, who very politely asked ceating his features from view, who very politicly asked him to allow him to ride, and before the farmer had time to reply be was upon the wagon with a cocked ristol, pointed close to the ear of the unsuspecting farmer, who, tarrifed and horror-sticken, asked the audacious individual what he meant by such lawless conduct, and was told that he wanted "his money or his subconduct, and was told that he wanted "his money or his lite." The farmer, hardly knowing what course to pursue, told the intruder that he would give him all the money he had; but the intruder was not satisfied to allow the victim at his hands to aurrender the contents of his pockets, and demanded that the farmer should allow him to ranzach his pockets, which he did, and while he was doing the act the farmer, with great presence of mind, dealthim a terrific blow on the head with the butt end of the whip which he held in his hand, felling him to the ground and falling also himself. Fortunately, the highwayman had carelessly laid the pixel down upon the seast, and when they strug-led upon the level ground the farmer, being in possession of the whip, proved more than a match for his adversary, and while the encounter lasted he beat him unconscious upon the ground and the blood streaming fast from his head, nose and mouth. He was taken up by some persons who were passing and conveyed to an adjacent hotel, where ald was rendered and the wants of the highwayman attended to the vocation which he was trying to carry on but a few minutes previous—and when he was restored to consciousness he travelied as fast as he was able; the way he pursued was towards the city, where probably he tried his calling again with more success than in this case. It is a wonder that the man was taken in charge by the citicals of the law instead of driving off and leaving the viliant to his own pleasure, to perform acts of this kind upon some other parsons who probably will be less fortunate in this case.

Philip Groesbeck, his wife and a female compani were proceeding along the main thoroughlare, in village of Maspeth, when they were areauted by some boys by throwing stones at them. Mr. Groesbeek remonstrated with the boys in a yard where they had taken refuge, when he started to return to the two ladies and received a blow upon the arm. When he entered the street one of the boys, named Garvey, followed him, having in his possession a shot gun, which he discharged, it is alleged, at the gentleman, and, missing him, the contents of the gun took effect in the dress and some of it passed into the legs of the woman. Garvey has been arrested.

NEW JERSEY.

Jersey City.
THE EVENING PUBLIC SCHOOLS.—Three schools were

THE EVENING PUBLIC SCHOOLS, Interest and water at Nos. 1 and 2 Public Schools, and one for females at No. 3. The attendance on the opening might was very large.

FERRYBOAT COLLISION.—The ferryboat Jersey City collided with a schooner, on Monday evening, when approaching the stip at the foot of Cortlandt street. The gentlemen's cabin was struck, but not stove in. The phot was in the act of "heading of" the schooner, when it recurred and the boat afterwards struck the pier with great force. The matter will be investigated.

Bergen.
THE SALTERVILLE SHOOTING CASE.—It is stated in be The Sattreville Shooting (ass.—It is stated in behalf of Spencer, who now lies in jail on a charge of
shooting two boys, as published in yesterday's Herald,
that the affar was the result of accident the trigger
of the gun having snapped when Siencer was about to
take sim at a bird. There was another boy with him
at the time who will be produced for the defence to
support this version of the case. It is also sized that
Spencer's mother was not married the second time, but
that the Mr. cripps alluded to, with whom she is living,
is her father-in-law.

Hobotten.

DEMOCRATIC COUNTY NOMINA 108%—The Democratic County Convention mot at Odd Fellows' Hall yesterday afternoon for the purpose of making nominations. C. D. Mills, of Bergen, was appointed Chairman. The number of delegates was aftry-five. An informal bailot was taken for Sheridf, with the following result:—J. H. Midmer, 26; James Lynch, 18; scattering, 11. On the formal bailot Midmer received 31 and Lynch 21, wherenpon M dmer was decisred the choice of the concention by acclamation. For Coroners, Patrick Warren, of Jersey C. ty; John White, of Hooken, and Cornelius shepherd, of Harrison, were named. At the termination of the proceedings speeches were made by General Wright and others. The proceedings were conducted in a most orderly manner.

orderly manner.

Newark.

Trual or Welsh and Farmelly.—The Essex County by persons anxious to catch a glimpee of the allege-murderers of Patrick Tormay. The case being called counsel for the defence moved that the case being called, counsel for the defence moved that the case be post-poned until this morning, and there being no objection the motion was granted. Both prisoners are young men. Farrelly's upper lip is covered by a moustsche, and he kept a smiling countenance while at the bar. Welso also seemed but little concerned, but paid much attention to the proceedings. The trial will proceed this morning. About thirty witnesses are to be called for the State.

THE LATE ENCERCEMENT .- Some weeks since it was stated in the HRNALD that a man of respectable connec-tions had been arrested for embezziement, but names were withheld until the action of the Grand Jury should become known. Since then the Grand Jury has found become known. Since then the Grand Jury has found a true bill of indictment against the accused. The man's name is Tutts. About eleven months since he was employed in the drug store of Dr. Marsh, corner of Bruad and Market streets, at a salary, it is said, of \$10 per week. Tufts being married and bearang with his wife at the Newark Park House at \$20 per week, found it extremely hard to make out a from on his limited sainty. He, therefore, it is alleged, occasionally helped himself to the contents of the money drawer. The sum alleged to have been embezzied is stated at from \$500 to \$1,000. Tufts found barl in the sam of \$500 to appear for trial. His family reside in Railway and are reported to be very wealthy.

ARRET OF AN ALLE IND PASSES OF COUNTERFEIT MONEY.—

Philip Carcuff was arrested at Pottersville, Hunterdon county, on Menday night, and brought to Newark yesbulls on the Flour City National Bank of Rochester, an indictment was found against him recently, but he made his escape to Illinois. The United states Commissioner of this city ordered his removal to Trentos. INSTALLATION,-The newly elected officers of Charity

Division Sons of Temperance, of this city, were duly installed on Monday night with appropriate ceremonies, Installing Peputy, William P. Mider, preciding, assisted by W. H. B. Merchbank, Acting Grand conductor. A brief address was delivered by C. C. Treicase, Worthy Patriarch elect, and Messra N. Bowers, Watson and others.

REPUBLICAN NOMINATION.—The republicans of the First Assembly district of Union county tave nominated James B Burnett for the Assembly.

James B Burnett for the Assembly.

Ministerial.—The Rev. D. H. Miller, D. D., recently of Trenten, commenced his pasteral labors in the Broad strees Reptist church, of Edizaboth, on Sunday Incl. The congregation of the church, out recently organized, holds arrace in the county four House: but it is the intention to erect at an early day a fine church counter in the which to worship.

Assess for Lancest.—A man named John Smith was arrested yesterday and committed to the Union county in I for having, it is alleged, entered the store of George-Minor, at Rabway, and stolen therefrom two cassances stores, valued at \$6. He is held.

Prenton.

Discussion. James P. Atwood, recently arrested in New York, charged with obtain or money under false prefences, was brought up on a aris of makes too as the fore Chief Justice Beauty yesterday. He was miss of cused of lorgery, but as occliber allegation was suggial of the prisoner was acquisted.

House Fain.—A national horse fair is to come off on

the grounds of the Central Agricultural Society hear talk city on the 224, 234 and 24th feet. The premiums amount to \$2,100, and the teris will be conduct to see

Police Excussion. —Yesterday about one hundred and fifty of the Philadelpula police force, under the command of Captain Speare, came on a target excursion to mand of Captain Spears, came on a target excursion to Morraville. Pa, opposite this city. They were a stailwart active body of men, and camerand themselves in a most courteous and orderly memore. Target showing occupied some of the forence excresses, and assumentanding the day being uniavorably windy, the officers showed that eams very line markeness were among them. Some tripping on the "light instance" constituted the afternoon enjoyments, and many of the police officers exhibited great galantity to some after the tripping of the first protocologies. The metaluli party left the around aluminous approvingly. The metaluli party left the around aluminous approvingly and wended there way towards the depot, bound for home, seemingly much gratified with the day's capty much.